

UNITED STATES DISTRICT COURT

DISTRICT OF MASSACHUSETTS

FILED
CLERK'S OFFICE
MAY 23 10 25 AM '05

COY PHELPS

PETITIONER

- V -

DAVID WINN, et al.

RESPONDENT(S)

CASE NO. 04 CIV 05-40003-GAO

OBJECTION TO GOVERNMENT'S

MOTION OF 5-17-05

FOR ENLARGEMENT OF TIME

PLEASE TAKE NOTICE

THAT THE ABOVE PETITIONER COY PHELPS, APPEARING IN PRO SE, OBJECTS TO THE GOVERNMENT MOTION FOR AN ENLARGEMENT OF TIME IN WHICH TO RESPOND TO THE INITIAL CIVIL RIGHT COMPLAINT AS BEING IMPROPER.

RULE 12 OF THE FEDERAL RULE OF CIVIL PROCEDURE HAS ESTABLISHED TIME FRAMES FOR THE GOVERNMENT. THERE IS NOTHING SO COMPLICATED ABOUT THE CASE THAT REQUIRE EXTENSIVE RESEARCH AS THE GOVERNMENT CONTENDS.

THE FEDERAL BUREAU OF PRISONS RELY HEAVILY UPON RECORD KEEPING SO BCP ISSUES WOULD BE A MATTER OF RECORD.

DATE: 5-18-05

Coy Phelps

IN PRO SE

COY PHELPS 78872-011

FMC - DEVERNS

42 PATTON ROAD

P.O. BOX 879

AYER, MA 01432

CERTIFICATE OF SERVICE

I COY PHELPS CERTIFY UNDER PENALTY OF PERJURY PURSUANT TO 28 USC 1746 THAT I PLACED A COPY OF THIS OBJECTION INTO A CORRECTLY ADDRESSED ENVELOPE AFFIXED WITH SUFFICIENT, AND PROPER, FIRST CLASS U.S. POSTAGE AND DEPOSITED THE ENVELOPE IN THE PRISON MAIL-BOX TO BE DELIVERED TO

J. DAMIAN W. WILMOT, U.S. ATTORNEY'S OFFICE, 1 COURTHOUSE WAY, SUITE 9200, BOSTON, MA 02210

DATE: 5-18-05

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